

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
SOUTHERN DIVISION**

|                           |   |                          |
|---------------------------|---|--------------------------|
| UNITED STATES OF AMERICA, | ) |                          |
|                           | ) |                          |
| Plaintiff,                | ) |                          |
|                           | ) |                          |
| v.                        | ) | No. 09-03039-01-CR-S-DGK |
|                           | ) |                          |
| DENNIS DANIEL DUNNING,    | ) |                          |
|                           | ) |                          |
| Defendant.                | ) |                          |

**ORDER**

Pending before the Court are Defendant's Motion to Suppress Evidence (Doc. #19), the Government's Response (Doc. #20), United States Magistrate Judge James C. England's report recommending that the motion to suppress be denied (Doc. #25), and Defendant's Objections to the Magistrate's Report and Recommendation (Doc. #26).

After carefully reviewing the Magistrate's report and conducting an independent review of the record and applicable law, it is hereby ORDERED that Magistrate Judge England's Report and Recommendation be ADOPTED. Defendant's motion to suppress is hereby DENIED.

**IT IS SO ORDERED**

Date: December 4, 2009

/s/ Greg Kays  
GREG KAYS, JUDGE  
UNITED STATES DISTRICT COURT